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3 UNITED STATES DISTRICT COURT
4 WESTERN DISTRICT OF WASHINGTON
5 AT TACOMA

6 TRAVAN PONDER, an individual,

7 Plaintiff,

8 v.

9 RICHARD BETTGER, Washington State
10 Patrol Trooper, an individual, JOHN AND
11 JANE 1-20 DOES,

12 Defendants.

13 Case No. C05-5054FDB

14 ORDER OF DISMISSAL and
15 GRANTING MOTION TO
16 WITHDRAW

17 Counsel for Plaintiff moved for leave to withdraw for the reason that Plaintiff has refused to
18 respond to messages from counsel and both certified and first class mail has been returned to his
19 office stamped, respectively, "Attempted Not Known," and "Return to Sender Attempted – Not
20 Known Unable to Forward." The Court ordered Plaintiff to advise the Court by February 17, 2006
21 whether he would proceed pro se or with new counsel, but nothing has been filed by the deadline.

22 NOW, THEREFORE, IT IS ORDERED:

23 1. Motion to Withdraw as Attorney [Dkt. # 12] is GRANTED;
24 2. For failure to respond to the Court's Order of January 14, 2006 [Dkt. # 13], this
25 cause of action is DISMISSED.

26 DATED this 22nd day of February, 2006.

27 
28 FRANKLIN D. BURGESS
29 UNITED STATES DISTRICT JUDGE